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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/790,853

03/02/2004

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3103

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7590

10/31/2005

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EXAMINER

DUONG, HUNG V

ART UNIT

PAPER NUMBER

2835

DATE MAILED: 10/31/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

10/790,853

**Applicant(s)**

GHOSH ET AL.

**Examiner**

Hung v. Duong

**Art Unit**

2835

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-44 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 36-44 is/are allowed.
- 6) ☒ Claim(s) 1-12 and 18-35 is/are rejected.
- 7) ☒ Claim(s) 13-17 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.



### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_.

- 4) ☐ Interview Summary (PTO-413) **HUNG VAN DUONG**  
Paper No(s)/Mail Date. \_\_\_\_ **PRIMARY EXAMINER**
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_.

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-2, 8-12, 31-35 are rejected under 35 U.S.C. 102(b) as being anticipated by Youn (US Pat. 5,847,924).

Regarding claims 1-2, 8-12, 31-35 Youn discloses a computer system comprising: a display housing comprising a display 22a and a CPU (not shown); a base comprising a keyboard 24a; and a base flap 40 pivotally attached to the display 22a housing and pivotally attached to the base 24 so that the display housing 22a may be oriented to rest on the base 24 with the keyboard 24a exposed for use with the display 22a wherein the display housing 22a further comprises connectors 27 for external peripherals wherein the base flap 40 is attached so that it may be wrapped around the display housing 22a wherein the base flap 40 is removably attached to the display housing using a latch 24 wherein the latch 24 permits the base flap 40 to pivotally rotate against the base 24 wherein when the display housing 22a is oriented to rest on the base 24, the base flap 40 and the base 24 fold under the display housing 22a with a portion of the base flap protruding.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 3-7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Youn (US Pat. 5,847,924) in view of Rezek et al (US Pat. 5,321,420).

Regarding claims 3-7, Youn discloses all the subject matter of the claimed invention except for controls to control speaker volume and display brightness, indicators for at least one of battery power remaining, hard drive access, and power mode, a speaker portion, a microphone and a power button, an embedded wireless antenna, communication port. However Rezek et al disclose controls to control speaker volume and display brightness, indicators for at least one of battery power remaining, hard drive access, and power mode, a speaker portion, a microphone and a power button, an embedded wireless antenna, communication port (see figure 1). Therefore, it would be obvious to one of ordinary skill to modify controls to control speaker volume and display brightness, indicators for at least one of battery power remaining, hard drive access, and power mode, a speaker portion, a microphone and a power button, an embedded wireless antenna, communication port of Rezek's display into Youn's display in order to be convenient for users.

Art Unit: 2835

5. Claims 18-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Youn (US Pat. 5,847,924) in view of Rosenberg et al (US Pat. 6,429,846).

Regarding claims 18-28, Youn discloses all the subject matter of the claimed invention except for a display housing including a tablet, the tablet having an underlay to receive signals input by a pen. However Rosenberg et al disclose including a tablet, the tablet having an underlay to receive signals input by a pen (see figure 8A). Therefore, it would be obvious to one of ordinary skill to modify the tablet having an underlay to receive signals input by a pen of Rosenberg's display into Youn's display in order to be alternately input.

***Allowable Subject Matter***

6. Claims 13-17 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The following is a statement of reasons for the indication of allowable subject matter: the prior art fails to show that the base may be oriented to cover the display, the computer system further comprising a second display accessible when the primary display is covered by the base.

7. Claims 36-44 are allowed.

The following is a statement of reasons for the indication of allowable subject matter: the prior art fails to show that a display housing having a first surface having a

first display and a second surface opposite the first surface having a second display;  
and a base pivotally attached to the display housing to alternately protect the first display in a closed position and expose the first display in an open position.

### ***Conclusion***

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung v Duong whose telephone number is 571-272-2041. The examiner can normally be reached on M-F from 8:30 to 5:00PM.

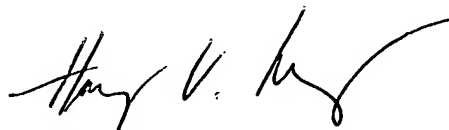
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynn Field can be reached on 571-272-2092. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2835

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

HVD

10/27/05.

A handwritten signature in black ink, appearing to read 'Hung V. Duong', with a stylized flourish at the end.

Hung Duong  
Primary Examiner.